

REGULATION (EEC) No 749/68 OF THE COUNCIL**of 18 June 1968****on the financing of intervention expenditure in respect of the internal market in sugar during the 1967/68 marketing year**

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community;

Having regard to Council Regulation No 17/64/EEC¹ of 5 February 1964 on the conditions for granting aid from the European Agricultural Guidance and Guarantee Fund, and in particular Article 5(2) thereof;

Having regard to the proposal from the Commission;

Whereas the conditions for granting aid from the European Agricultural Guidance and Guarantee Fund should be determined for Community financing of intervention expenditure in each sector of the common organization of the markets;

Whereas Article 6 of Regulation No 44/67/EEC² of 21 February 1967 on certain measures for a common organization of the market in sugar for the 1967/68 marketing year provides for the possibility of granting a denaturing premium for sugar which has been rendered unfit for human consumption and a production refund for sugar used in the manufacture of certain products of the chemical industry; whereas these two operations meet the conditions laid down in Article 5(1) of Regulation No 17/64/EEC;

Whereas Regulation No 215/67/EEC³ laid down general rules governing production refunds for sugar used in the chemical industry; whereas the maximum amount of such refund was fixed by the Council pursuant to Article 6(2) of Regulation No 44/67/EEC;

Whereas Commission Regulation No 235/67/EEC⁴ of 30 June 1967 on the denaturing of sugar for animal feedingstuffs laid down the conditions for granting denaturing premiums; whereas the maximum amount of the

premium is fixed in accordance with the procedure provided for in Article 16 of Regulation No 44/67/EEC;

Whereas Article 3(1) (a) of Regulation No 25⁵ on the financing of the common agricultural policy, as amended by Regulation No 741/67/EEC⁶ laid down that refunds on exports to third countries granted in accordance with the provisions contained in the regulations concerning the products are eligible under the Fund; whereas as from the financial year 1967/68 such refunds are no longer to be calculated on the basis of the rate of refund in the Member State with the lowest average refund;

Whereas the largest possible amount of surplus sugar for animal feedingstuffs or for the manufacture of certain products of the chemical industry should be marketed; whereas, in view of the conditions for fixing export refunds, expenditure on denaturing premiums and production refunds which Member States have actually incurred within the limits fixed by the provisions adopted under Article 6 of Regulation No 44/67/EEC should be fully reimbursed,

HAS ADOPTED THIS REGULATION:

Article 1

1. Within the framework of the common organization of the market in sugar for the 1967/68 marketing year actions arising from the application of the first paragraph of Article 6(1) and the first sentence of paragraph 1 of Article 6(2) of Regulation No 44/67/EEC shall be considered as intervention on the internal market with an aim and purpose identical to those of refunds on exports to third countries in accordance with Article 5(1) of Regulation No 17/64/EEC.

2. The following expenditure shall be eligible for aid from the European Agricultural Guidance and Guarantee Fund:

¹ OJ No 34, 27.2.1964, p.586/64.

² OJ No 40, 3.3.1967, p.597/67.

³ OJ No 135, 30.6.1967, p.2889/67.

⁴ OJ No 137, 20.6.1967, p.2940/67.

⁵ OJ No 30, 20.4.1962, p. 991/62.

⁶ OJ No 258, 25.10.1967, p.2.

- (a) denaturing premiums granted by Member States in respect of sugar which has been rendered unfit for human consumption;
- (b) refunds on production granted by Member States in respect of sugar used in the manufacture of certain products of the chemical industry.

Article 2

The European Agricultural Guidance and Guarantee Fund shall reimburse expenditure incurred by Member States by virtue of the measures laid down in Article 1(2) within the limits fixed by the provisions adopted under Article 6 of the Regulation No 44/67/EEC.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Luxembourg, 18 June 1968.

For the Council

The President

E. FAURE